S.B. Civil Writ Petition No.3808/06
Kanakmal Jain Vs. State & Ors.

Date of Order : 12/05/2006

Hon'ble Mr. Justice Ajay Rastogi

Mr. V.K. Joshi, for petitioner

Petitioner has challenged the validity of notice served upon him dt.20th January, 2006 [Ann.1] wherein he has been called upon to come with an explanation along with documents to satisfy with regard to recovery which the respondents intend to make, failing which, the respondents will proceed in making recovery with regard to dues referred to in the notice along with interest. No reply/representation to the said notice was filed by the petitioner and without submitting the same, he has approached this court.

In my opinion, once opportunity was afforded to the petitioner, it is always expected to first approach before the authority concerned who has called for his explanation.

I find no justification to interfere in the writ petition at this stage, the same stands dismissed.

[Ajay Rastogi],J.

FRB